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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 FRANCISCO RODRIGUEZ
12 GONZALEZ,

13 Defendant.

2:20-CR-194-JAD-DJA

Preliminary Order of Forfeiture

14 This Court finds Francisco Rodriguez Gonzalez pled guilty to Counts One, Two,
15 and Nine of a Ten-Count Criminal Indictment charging him in Count One with conspiracy
16 to commit access device fraud in violation of 18 U.S.C. § 371 and 18 U.S.C. § 1029(a)(2)
17 and (a)(3); in Count Two with use of unauthorized access devices in violation of 18 U.S.C. §
18 1029(a)(2); and in Count Nine with aggravated identity theft in violation of 18 U.S.C.
19 § 1028A(a)(1) with 1028A(c)(4). Criminal Indictment, ECF No. 1; Change of Plea, ECF
20 No. __; Plea Agreement, ECF No. __.

21 This Court finds Francisco Rodriguez Gonzalez agreed to the forfeiture of the
22 property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal
23 Indictment. Criminal Indictment, ECF No. 1; Change of Plea, ECF No. __; Plea
24 Agreement, ECF No. __.

25 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United
26 States of America has shown the requisite nexus between property set forth in the Plea
27 Agreement and the Forfeiture Allegation of the Criminal Indictment and the offenses to
28 which Francisco Rodriguez Gonzalez pled guilty.

1 The following property is any personal property used or intended to be used to
2 commit the violation of 18 U.S.C. §§ 1029(a)(2), 1029(a)(3), and 1028A(a)(1) with
3 1028A(c)(4) and are subject to forfeiture pursuant to 18 U.S.C. § 1029(c)(1)(C) with
4 1029(c)(2):

5 1. Any and all skimming devices including, but not limited to:

- 6 a. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
7 GPRS201810192049-1;
- 8 b. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
9 GPRS201810192049-2;
- 10 c. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
11 GPRS201810192049-4;
- 12 d. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
13 GPRS201810192049-5;
- 14 e. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
15 GPRS201810192049-6;
- 16 f. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
17 GPRS201810192049-7;
- 18 g. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
19 GPRS201810192049-8;
- 20 h. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
21 GPRS201810192049-9;
- 22 i. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
23 GPRS201810192049-10;
- 24 j. GOOUUU Tech Skimmer, Model 10T-GA6-B, Serial Number
25 GPRS201903091509;
- 26 k. Multiple GOOUUU Tech Skimmers, Model 10T-GA6-B, Unknown Serial
27 Number;
- 28 l. GOOUUU Tech Skimmer, Unknown Model, Unknown Serial Number;

m. Roving Skimmer, Unknown Model, Serial Number 00:06:66:D4:26:87;
n. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E3:DC:EF;
o. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E3:DC:FE;
p. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E4:00:3B;
q. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E4:02:56;
r. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E4:02:57;
s. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E4:02:58;
t. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E4:02:92;
u. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E4:02:96;
v. Roving Skimmer, Unknown Model, Serial Number 00:06:66:E7:B6:6F;
w. Roving Skimmer, Unknown Model, Serial Number 00:06:66:EC:03:09;
x. Roving Skimmer, Unknown Model, Serial Number 00:06:66:EC:05:02;
y. Roving Skimmer, Unknown Model, Serial Number 00:06:66:EC:25:FE;
z. Roving Skimmer, Unknown Model, Serial Number 00:06:66:EC:26:06;
aa. Roving Skimmer, Unknown Model, Serial Number 00:06:66:EC:26:8F;
bb. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:71:DC;
cc. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:7B:5E;
dd. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:7B:8B;
ee. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:7B:F;
ff. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:7B:86;
gg. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:7E:D9;
hh. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:8C:DA;
ii. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:8C:F9;
jj. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:94:56;
kk. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:94:94;
ll. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:94:95;
mm. Roving Skimmer, Unknown Model, Serial Number 00:06:66:F0:94:97
nn. Multiple Roving Skimmers, Model RN42 BT, Unknown serial numbers;

1 oo. Multiple Roving Skimmers, Unknown Model, Unknown serial numbers;
2 pp. Unknown Type Skimmer, Unknown Model, Serial Number
3 00:06:66:F0:94:54;
4 qq. Unknown Type Skimmer, Unknown Model, Serial Number RNBT04E0;
5 rr. Unknown Type Skimmer, Unknown Model, Serial Number RNBT04E1;
6 ss. Unknown Type Skimmer, Unknown Model, Serial Number RNBT04E2;
7 tt. Unknown Type Skimmer, Unknown Model, Serial Number RNBT64BC;
8 uu. Unknown Type Skimmer, Unknown Model, Serial Number RNBT9864;
9 vv. Unknown Type Skimmer, Unknown Model, Serial Number RNBT9AB3;
10 ww. Unknown Type Skimmer, Unknown Model, Serial Number RNBTA300;
11 xx. Unknown Type Skimmer, Unknown Model, Serial Number RNBTA340;
12 yy. Unknown Type Skimmer, Unknown Model, Serial Number RNBTA342;
13 zz. Unknown Type Skimmer with R Logo, Unknown Model, Unknown Serial
14 Number; and
15 aaa. Multiple Unknown Type Skimmers, Unknown Model, Unknown Serial
16 Numbers

17 (all of which constitutes property).

18 This Court finds that on the government's motion, the Court may at any time enter
19 an order of forfeiture or amend an existing order of forfeiture to include subsequently
20 located property or substitute property pursuant to Fed. R. Crim. P. 32.2(e) and
21 32.2(b)(2)(C).

22 This Court finds the United States of America is now entitled to, and should, reduce
23 the aforementioned property to the possession of the United States of America.

24 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
25 DECREED that the United States of America should seize the aforementioned property.

26 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory
27 rights, ownership rights, and all rights, titles, and interests of Francisco Rodriguez Gonzalez

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1 in the aforementioned property are forfeited and are vested in the United States of America
2 and shall be safely held by the United States of America until further order of the Court.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
4 of America shall publish for at least thirty (30) consecutive days on the official internet
5 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall
6 describe the forfeited property, state the time under the applicable statute when a petition
7 contesting the forfeiture must be filed, and state the name and contact information for the
8 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)
9 and 21 U.S.C. § 853(n)(2). In the alternative, if the value of the property is less than \$1,000,
10 the government may instead serve every person reasonably identified as a potential claimant
11 in lieu of publication pursuant to Fed. R. Crim. P. 32.2(b)(6)(C) with Fed. R. Civ. P. Supp.
12 Rule G(4)(a)(i)(A).

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
14 or entity who claims an interest in the aforementioned property must file a petition for a
15 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which
16 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §
17 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's
18 right, title, or interest in the forfeited property and any additional facts supporting the
19 petitioner's petition and the relief sought.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
21 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
22 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was
23 not sent, no later than sixty (60) days after the first day of the publication on the official
24 internet government forfeiture site, www.forfeiture.gov.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
26 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
27 Attorney's Office at the following address at the time of filing:

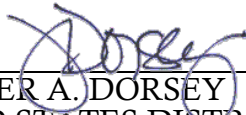
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1 Daniel D. Hollingsworth
2 Assistant United States Attorney
3 James A. Blum
4 Assistant United States Attorney
5 501 Las Vegas Boulevard South, Suite 1100
6 Las Vegas, Nevada 89101.

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice
8 described herein need not be published in the event a Declaration of Forfeiture is issued by
9 the appropriate agency following publication of notice of seizure and intent to
10 administratively forfeit the above-described property.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
12 copies of this Order to all counsel of record and three certified copies to the United States
13 Attorney's Office, Attention Asset Forfeiture Unit.

14 Dated: July 7, 2021.

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16 JENNIFER A. DORSEY
17 UNITED STATES DISTRICT JUDGE
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